

STATE OF CALIFORNIA  
DEPARTMENT OF PUBLIC WORKS  
DIVISION OF WATER RIGHTS

## License for Diversion and Use of Water

LICENSE No. 177 PERMIT No. 441 APPLICATION No. 636  
1/28/25-Assignment to Trustees of Deep Springs, (H. R. Waldo, Chmn.) filed  
**This is to certify, That** L. L. Nunn

of Telluride Colorado has made proof to the satisfaction of the Division  
of Water Rights of California of a right to the use of the waters of Wyman Creek  
tributary of ~~Crooked Creek~~ NO stream  
for the purpose of irrigation and domestic use

under Permit No. 441 of the Division of Water Rights and that said right to the use of said waters has  
been perfected in accordance with the laws of California, the rules and regulations of the Division of Water Rights  
and the terms of the said permit; that the priority of the right herein confirmed dates from April 2nd  
1917

that the amount of water to which such right is entitled and hereby confirmed, for the purposes  
aforesaid, is limited to the amount actually beneficially used for said purposes and shall not exceed two and fifty  
nine hundredths (2.59) cubic feet per second to be diverted from January 1st to  
December 31st of each season or its equivalent in case of rotation.

The point of diversion of such water is located north 68 degrees 36 minutes west 3185.5 feet  
from the southeast corner of Section 23 Township 6S, Range 36E, M.D.M. being within  
the SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of said Section 23

A description of the lands or the place where such water is put to beneficial use is as follows:

61.13 acres in the SW $\frac{1}{4}$	Section 36 Township 6S, Range 36E. M.D.M.
0.12 acres in the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of	Section 35 Township 6S, Range 36E. M.D.M.
5.70 acres in the E $\frac{1}{2}$ of NE $\frac{1}{4}$ of	Section 2 Township 7S, Range 36E. M.D.M.
15.60 acres in the E $\frac{1}{2}$ of SW $\frac{1}{4}$ of	Section 2 Township 7S, Range 36E. M.D.M.
97.81 acres in the NW $\frac{1}{4}$ of	Section 1 Township 7S, Range 36E. M.D.M.
26.50 acres in the SW $\frac{1}{4}$ of	Section 1 Township 7S, Range 36E. M.D.M.
<b>206.86 acres total</b>	

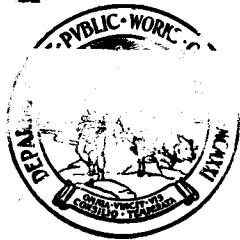
The right to the diversion and use of the water aforesaid hereby confirmed is restricted to the point of diver-  
sion herein specified and to the lands or place of use herein described.

This license is granted and said appropriator takes all rights herein mentioned subject to the terms and condi-  
tions set forth in section 20 of Chapter 586, Statutes 1913, which is as follows:

SEC. 20. All permits and licenses for the appropriation of water shall be under the terms and conditions of this act, and shall be effective for such  
time as the water actually appropriated under such permits and licenses shall actually be used for the useful and beneficial purpose for which said water  
was appropriated, but no longer; and every such permit or license shall include the enumeration of conditions therein which in substance shall include all  
of the provisions of this section and likewise the statement that any appropriator of water, to whom said permit or license may be issued, shall take the same  
subject to such conditions as therein expressed; provided, that if, at any time after the expiration of twenty years after the granting of a license, the state,  
or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the state shall have the right to  
purchase the works and property occupied and used under said license and the works built or constructed for the enjoyment of the rights granted under  
said license; and in the event that the said state, city, city and county, municipal water district, irrigation district, lighting district or political subdivision  
of the state so desiring to purchase and the said owner of said works and property can not agree upon said purchase price, said price shall be determined  
in such manner as is now or may hereafter be determined in eminent domain proceedings. If it shall appear to the state water commission at any time  
after a permit or license is issued as in this act provided that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee,  
has not put the water granted under said permit or license to the useful or beneficial purpose for which the permit or license was granted, or that the  
permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has ceased to put said water to such useful or beneficial purpose,  
or that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee has failed to observe any of the terms and conditions in  
the permit or license as issued, then and in that case the said commission, after due notice to the permittee, licensee, or the heirs, successors or assigns  
of such permittee or licensee, and a hearing thereon, may revoke said permit or license, and declare the water to be unappropriated and open to further  
appropriation in accordance with the terms of this act. And the findings and declaration of said commission shall be deemed to be prima facie correct  
until modified or set aside by a court of competent jurisdiction; provided, that any action brought so to modify or set aside such finding or declaration must  
be commenced within thirty days after the service of notice of said revocation on said permittee or licensee, his heirs, successors or assigns. And every  
licensee or permittee under the provisions of this act if he accept such permit or license shall accept the same under the conditions precedent that no value  
whatsoever in excess of the actual amount paid to the state therefor shall at any time be assigned to or claimed for any permit or license granted or issued  
under the provisions of this act, or for any rights granted or acquired under the provisions of this act, in respect to the regulations by any competent public  
authority of the services or the price of the services to be rendered by any permittee or licensee, his heirs, successors or assigns or by the holder of any  
rights granted or acquired under the provisions of this act, or in respect to any valuation for purposes of sale to or purchase, whether through condemnation  
proceedings or otherwise, by the state or any city, city and county, municipal water district, irrigation district, lighting district or any political subdivision  
of the state, of the rights and property of any permittee or licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this  
act. The application for a permit by municipalities for the use of water for said municipalities or the inhabitants thereof for domestic purposes shall be  
considered first in right, irrespective of whether they are first in time; provided, however, that such application for a permit or the granting thereafter of  
permission to any municipality to appropriate waters, shall not authorize the appropriation of any water for other than municipal purposes; and providing,  
further, that where permission to appropriate is granted by the state water commission to any municipality for any quantity of water in excess of the existing  
municipal needs therefor, that pending the application of the entire appropriation permitted, the state water commission shall have the power to issue permits  
for the temporary appropriation of the excess of such permitted appropriation over and above the quantity being applied from time to time by such municipality;  
and providing, further, that in lieu of the granting of such temporary permits for appropriation, the state water commission may authorize such municipality  
to become as to such surplus a public utility, subject to the jurisdiction and control of the railroad commission of the State of California for such period or  
periods from and after the date of the issuance of such permission to appropriate, as may be allowed for the application to municipal uses of the entire  
appropriation permitted; and providing, further, that when such municipality shall desire to use the additional water granted in its said application it may do  
so upon making just compensation for the facilities for taking, conveying and storing such additional water rendered valueless for said purposes, to the  
person, firm or corporation which constructed said facilities for the temporary use of said excess waters, and which compensation, if not agreed upon between  
the municipality and said person, firm or corporation, may be determined in the manner provided by law for determining the value of property taken by and  
through eminent domain proceedings.

Witness the signature of the Chief of the Division of  
Water Rights, Department of Public Works of the  
State of California, and the seal of said department  
this 28th day of February, 1923.

FFB:CP



STATE OF CALIFORNIA  
DEPARTMENT OF PUBLIC WORKS  
DIVISION OF WATER RIGHTS

## License for Diversion and Use of Water

LICENSE No. 178

PERMIT No. 311

APPLICATION No. 687

**This is to certify, That** R. E. Williams of 2700 High Street  
of Oakland, California *has made proof to the satisfaction of the Division*  
of Water Rights of California of a right to the use of the waters of Little John Creek  
tributary of San Joaquin River  
for the purpose of irrigation

under Permit No. 311 of the Division of Water Rights and that said right to the use of said waters has been perfected in accordance with the laws of California, the rules and regulations of the Division of Water Rights and the terms of the said permit; that the priority of the right herein confirmed dates from May 21st, 1917

that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to the amount actually beneficially used for said purposes and shall not exceed thirty-one hundredths (0.31) cubic foot per second to be diverted from about April 1st to about November 1st of each season, or its equivalent in case of rotation

The point of diversion of such water is located north 53 degrees 10 minutes east 1970 feet from the south quarter corner of Section 36 Township 1 N, Range 10 E. M.D.M. being within the SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of said Section 36

# REVOKED

A description of the lands or the place where such water is put to beneficial use is as follows:

22 acres in the NE $\frac{1}{4}$  of SE $\frac{1}{4}$  Section 36 Township 1N, Range 10 E. M.D.M.

3 acres in the SE $\frac{1}{4}$  of SE $\frac{1}{4}$  Section 36 Township 1 N, Range 10 E. M.D.M

25 acres total

The right to the diversion and use of the water aforesaid hereby confirmed is restricted to the point of diversion herein specified and to the lands or place of use herein described.

This license is granted and said appropriator takes all rights herein mentioned subject to the terms and conditions set forth in section 20 of Chapter 586, Statutes 1913, which is as follows:

SEC. 20. All permits and licenses for the appropriation of water shall be under the terms and conditions of this act, and shall be effective for such time as the water actually appropriated under such permits and licenses shall actually be used for the useful and beneficial purpose for which said water was appropriated, but no longer; and every such permit or license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this section and likewise the statement that any appropriator of water, to whom said permit or license may be issued, shall take the same subject to such conditions as therein expressed; *provided*, that if, at any time after the expiration of twenty years after the granting of a license, the state, or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the state shall have the right to purchase the works and property occupied and used under said license and the works built or constructed for the enjoyment of the rights granted under said license; and in the event that the said state, city, city and county, municipal water district, irrigation district, lighting district or political subdivision of the state so desiring to purchase and the said owner of said works and property can not agree upon said purchase price, said price shall be determined in such manner as is now or may hereafter be determined in eminent domain proceedings. If it shall appear to the state water commission at any time after a permit or license is issued as in this act provided that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has not put the water granted under said permit or license to the useful or beneficial purpose for which the permit or license was granted, or that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee, has ceased to put said water to such useful or beneficial purpose, or that the permittee or licensee, or the heirs, successors or assigns of said permittee or licensee has failed to observe any of the terms and conditions in the permit or license as issued, then and in that case the said commission, after due notice to the permittee, licensee, or the heirs, successors or assigns of such permittee or licensee, and a hearing thereon, may revoke said permit or license, and declare the water to be unappropriated and open to further appropriation in accordance with the terms of this act. And the findings and declaration of said commission shall be deemed to be prima facie correct until modified or set aside by a court of competent jurisdiction; *provided*, that any action brought so to modify or set aside such finding or declaration must be commenced within thirty days after the service of notice of said revocation on said permittee or licensee, his heirs, successors or assigns. And every licensee or permittee under the provisions of this act if he accept such permit or license shall accept the same under the conditions precedent that no value whatsoever in excess of the actual amount paid to the state therefor shall at any time be assigned to or claimed for any permit or license granted or issued under the provisions of this act, or for any rights granted or acquired under the provisions of this act, in respect to the regulations by any competent public authority of the services or the price of the services to be rendered by any permittee or licensee, his heirs, successors or assigns or by the holder of any rights granted or acquired under the provisions of this act, or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the state or any city, city and county, municipal water district, irrigation district, lighting district or any political subdivision of the state, of the rights and property of any permittee or licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this act. The application for a permit by municipalities for the use of water for said municipalities or the inhabitants thereof for domestic purposes shall be considered first in right, irrespective of whether they are first in time; *provided, however*, that such application for a permit or the granting thereafter of permission to any municipality to appropriate waters, shall not authorize the appropriation of any water for other than municipal purposes; and *providing*, further, that where permission to appropriate is granted by the state water commission to any municipality for any quantity of water in excess of the existing municipal needs therefor, that pending the application of the entire appropriation permitted, the state water commission shall have the power to issue permits for the temporary appropriation of the excess of such permitted appropriation over and above the quantity being applied from time to time by such municipality; and *providing*, further, that in lieu of the granting of such temporary permits for appropriation, the state water commission may authorize such municipality to become as to such surplus a public utility, subject to the jurisdiction and control of the railroad commission of the State of California for such period or periods from and after the date of the issuance of such permission to appropriate, as may be allowed for the application to municipal uses of the entire appropriation permitted; and *provided*, further, that when such municipality shall desire to use the additional water granted in its said application it may do so upon making just compensation for the facilities for taking, conveying and storing such additional water rendered valueless for said purposes, to the person, firm or corporation which constructed said facilities for the temporary use of said excess waters, and which compensation, if not agreed upon between the municipality and said person, firm or corporation, may be determined in the manner provided by law for determining the value of property taken by and through eminent domain proceedings.

Witness the signature of the Chief of the Division of  
Water Rights, Department of Public Works of the  
State of California, and the seal of said department  
this 28th day of February, 1923.

FFB:CP

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
**DIVISION OF WATER RIGHTS**

**ORDER**

APPLICATION 636

PERMIT 441

LICENSE 177

ORDER ALLOWING CHANGE IN PURPOSE OF USE

WHEREAS:

1. License 177 was issued to L. L. Nunn and was filed with the County Recorder of Inyo County on July 5, 1918.
2. License 177 was subsequently assigned to Trustees of Deep Springs.
3. A petition to add an incidental use has been filed with the State Water Resources Control Board and said Board has determined that good cause for such change has been shown.
4. The Board has determined that the petitioned change does not constitute the initiation of a new right nor operate to the injury of any other lawful user of water.

NOW, THEREFORE, IT IS ORDERED THAT:

1. The purposes of use under this license shall be as follows:  
Irrigation, domestic and the generation of incidental power

Dated **NOVEMBER 14 1984**

*Raymond Walsh*  
Raymond Walsh, Chief  
Division of Water Rights



STATE OF CALIFORNIA  
DEPARTMENT OF PUBLIC WORKS  
DIVISION OF WATER RESOURCES

ORDER

REVOKED

APPLICATION 687

PERMIT 311

LICENSE 178

ORDER REVOKING LICENSE

WHEREAS it appeared that licensee had ceased to put to beneficial use the water allowed him under License 178 and,

WHEREAS after due notice and a hearing thereon, licensee has failed to show cause why the said license should not be revoked,

NOW THEREFORE IT IS HEREBY ORDERED that License 178 be and the same is hereby revoked and cancelled upon the records of the Division of Water Resources without prejudice.

WITNESS my hand and the seal of the Department of Public Works of the State of California, this 5th day of June, 1931.

EDWARD HYATT, State Engineer

By Harold Conkling  
Deputy

REG.  
CM:MM

CM